



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

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(603) 271-3503 FAX (603) 271-5171



September 12, 2002

LETTER OF DEFICIENCY #WSEB 02-126
CERTIFIED MAIL 7099 3400 0018 5776 3254

Joseph Beckenbach, Jr.
Kancamagus Swift River Inn
PO Box 1650
Conway, NH 03818

Subject: Albany - Public Water System: Kancamagus Swift River Inn (EPA #0028100)

Dear Mr. Beckenbach:

The records of the Department of Environmental Services (DES) show that the Kancamagus Swift River Inn water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. As such, the water system owner is required to submit bacteria samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result Monitoring/Reporting (M/R) violations were issued for the following months:

April 2002 and July 2002

In view of the Monitoring/Reporting violations, DES believes the deficiencies can be corrected by taking the following actions:

1. **By September 23, 2002**, submit a water sample for bacteria analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325; and
2. In the future, submit routine water samples for bacteria analysis during the water system's scheduled sampling months of **January, April, July and October**.

Pursuant to Env-Ws 351, owners of public water systems are required to issue public notification when a system has failed to monitor for bacteriological water quality. DES records show that the water system failed to perform public notification for the following month:

April and July 2002

In view of the public notice violation, DES believes the deficiency can be corrected, and future violations prevented, by taking the following actions:

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1. **By September 23, 2002**, carry out public notice requirements for the April and July 2002 sampling violations; and
2. **By September 30, 2002**, provide proof of public notice to DES.

In the event compliance is not achieved within this period, DES may take further enforcement action, including issuing an order requiring the deficiencies be corrected, initiating an administrative fine proceeding and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Please contact Alan Leach by phone at (603) 271-2854 or by e-mail at aleach@des.state.nh.us, if you have any questions regarding this letter.

Sincerely,



COPY

Anthony P. Giunta, P.G., Administrator
Water Supply Engineering Bureau

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cc: Gretchen Rule, DES Legal Unit
Shawn Bergeron, Town of Albany Health Officer
EPA, Region 1